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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/876,111	06/08/2001	R. Shane Green	1948.0010001	8526

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EXAMINER
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SWEARINGEN, JEFFREY R

ART UNIT	PAPER NUMBER
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2145

DATE MAILED: 11/29/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.

09/876,111

Applicant(s)

GREEN ET AL.

Examiner

Jeffrey R. Swearingen

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 15 September 2006.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-20 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-20 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)                                | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                       | 5) <input type="checkbox"/> Notice of Informal Patent Application                       |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

## **DETAILED ACTION**

### ***Response to Arguments***

1. Applicant's arguments with respect to claims 1-20 have been considered but are moot in view of the new ground(s) of rejection.
2. Applicant is advised to review both the rejection and the attached relevant prior art during preparation of the response, as there are still multiple ways the claims may still be read upon the prior art.

### ***Claim Rejections - 35 USC § 112***

3. The following is a quotation of the second paragraph of 35 U.S.C. 112:  
  
The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.
4. Claim 14 is rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.
5. It is unclear what Applicant means by a location code being a "numeric." Applicant is suggested to change claim 14 to state the location code is a "number" or a "numeral", if this is what Applicant intends to claim.

### ***Claim Rejections - 35 USC § 102***

6. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(a) the invention was known or used by others in this country, or patented or described in a printed publication in this or a foreign country, before the invention thereof by the applicant for a patent.

7. Claims 1-20 are rejected under 35 U.S.C. 102(a) as being anticipated by Shuman et al. (US 6,161,071).
8. In regard to claims 1 and claims 17 and 19, Shuman disclosed:

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*receiving a query from a person containing a location code regarding a point of interest, wherein said location code includes location and categorical information about said point of interest; column 15, lines 49-67, column 20, lines 7-32, column 28, lines 31-55*

*searching a database for information about said point of interest using said location code; column 15, lines 49-67 and*

*returning matching video data information to said person. Column 8, line 41*

Applicant's current claims read on a GPS system which updates information in real-time concerning traffic conditions and nearby locations, as taught in Shuman.

9. In regard to claim 2, Shuman disclosed:

*sending said matching video data information to an application server; column 8, line 41, column 15, lines 49-67*

*receiving a re-direct request from said person; column 28, lines 31-56 and*

*connecting said person with a location specified in said re-direct request. Column 28, lines 31-56*

Shuman disclosed contacting a concierge service based upon the requests of the user.

10. In regard to claim 3, Shuman disclosed:

*returning matching information that includes one or more street addresses, phone numbers, e-mail address (sic), and universal resource locators.*

Column 20, lines 7-32. Shuman disclosed a route finder for an address.

11. In regard to claim 4, Shuman disclosed:

*a location server, coupled to said database, receives said query.*

Column 15, lines 49-67

12. In regard to claim 5, Shuman disclosed:

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*wherein said database includes said information and said at least one location code.*

Column 15, lines 49-67

13. In regard to claims 6, 15 and 20, Shuman disclosed:

*displaying said location code on a map.*

Column 20, lines 20-32

14. In regard to claim 7, Shuman disclosed:

*wherein said categorical information defines said point of interest as one of a restaurant, hotel, museum, theater, retail store, business, park, automatic teller machine, public telephone, bus stop, monument, or private residence.*

Column 15, lines 49-67

15. In regard to claims 8 and 16, Shuman disclosed:

*wherein said query is received via one of the Internet or telephone.*

Column 5, lines 1-37

16. In regard to claim 9, Shuman disclosed:

*wherein said location code includes four attributes: a zone ID, a category, a sub-category, and a unique identifier.*

Column 15, lines 49-67

17. In regard to claim 10, Shuman disclosed:

*wherein said query identifies a wildcard as a substitute for at least one of said four attributes.*

Column 15, lines 49-67

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18. In regard to claims 11 and 18, Shuman disclosed:

*wherein said matching video data information includes a live video feed related to said point of interest.*

Column 8, line 41, Column 20, lines 7-32

19. In regard to claim 12, Shuman disclosed:

*returning matching information that includes a photograph.*

Column 8, line 41

20. In regard to claim 13, Shuman disclosed:

*providing a menu driven interface to allow said person to enter said query.*

Column 16, lines 1-6

21. In regard to claim 14, Shuman disclosed:

*said location code is a numeric.*

Column 15, lines 49-67

### **Conclusion**

22. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Berlin et al. US 5,915,093

Freiberger et al. US 6,034,652

23. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH**

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shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jeffrey R. Swearingen whose telephone number is (571) 272-3921. The examiner can normally be reached on M-F 8:30-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jason Cardone can be reached on 571-272-3933. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



Jason Cardone  
Supervisory Patent Examiner  
Art Unit 2145